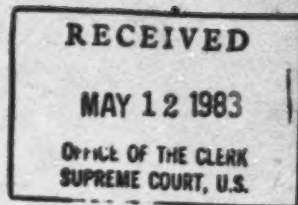


NO. 82-6720

IN THE UNITED STATES SUPREME COURT
APPEAL FROM UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT
TOMLINSON COURT APARTMENTS
VS.



OLGA OGROD, APPELLANT

NO. C.A. 82-1294 and 82-1359

NO. D.C. 82-1626 (REMOVAL) Per 1443 (1) 28 USC

A P P E A L

Orig. filed 3-3-83
re-filed 4-15-83
re-filed 5-12-83

Ms. Olga Ogrod
Tomlinson Ct. Apts. F-7A
1761 Foster Street
Phila., Pa. 19116

RECEIVED

APR 16 1983

OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN THE UNITED STATES SUPREME COURT
FROM THE UNITED STATES COURT OF
APPEALS
EASTERN DISTRICT OF PENNSYLVANIA

TOMLINSON COURT APARTMENTS

VS.

OLGA OGROD, APPELLANT

C.A. Nos. 82-1294 and 82-1359

D.C. No. 82-1626

A P P E A L

Orig. fil. Mar-3, 1983
Re-Filed 4-15-83

Ms. Olga Ogrod
Tomlinson Ct. Apts. F-7A
1761 Foster Street
Philadelphia, Pa. 19116

IN THE UNITED STATES SUPREME COURT
FROM THE UNITED STATES COURT OF APPEALS
EASTERN DISTRICT OF PENNSYLVANIA
TOMLINSON COURT APARTMENTS

VS.

OLGA OGROD, APPELLANT

CA.Nos. 82-1294 and 82-1359
DC.No. 82-1626

RECEIVED

APR 16 1983

OFFICE OF THE CLERK
SUPREME COURT, U.S.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS WITHOUT PAYMENT OF COSTS
AFFIDAVIT

APPELLANT, Olga Ogrod, being duly sworn according to law, deposes and says in support of Motion for Leave to Proceed without being required to repay costs or fees:

1. She is involved in multiple litigation and has reached poverty after twelve years of payment of legal fees.
2. She is involved in multiple costs involving this action as stated above.
3. The nature of the case is briefly stated as follows:

On March 29, 1983, Appellant filed a DISCRIMINATION IN HOUSING COMPLAINT in the United States District Court, Eastern District of Penna. On March 30, 1982, Tomlinson Ct. Apts. started eviction proceedings in Municipal Court - - Appellant filed Removal Action (above numbered appeals) Municipal Court continued actions for Eviction in spite of DISCRIMINATION IN HOUSING COMPLAINT AND SUPERSEDEAS BONDS.

PHILA. FAIR HOUSING COMMISSION continued their actions in spite of Supersedeas and Appeal to Commonwealth Court allowing Tomlinson Ct. Apts. to proceed with Eviction.

I believe I am entitled to the redress I seek in said cause.

SWORN TO AND SUBSCRIBED

THIS 15th DAY April
1983

Olga Ogrod
Olga Ogrod, Appellant

GLENN WEINSTEIN
Notary Public, Phila., Penn. Co.
My Commission Expires Dec. 14, 1986

IN THE UNITED STATES SUPREME COURT
FROM THE UNITED STATES COURT OF APPEALS
EASTERN DISTRICT OF PENNSYLVANIA
TOMLINSON COURT APARTMENTS

VS.

OLGA OGROD, APPELLANT
Nos CA. 82-1294 and 82-1359
No. D.C. 82-1626

RECEIVED

APR 16 1983

OFFICE OF THE CLERK
SUPREME COURT, U.S.

O R D E R

AND NOW TO WIT, ON CONSIDERATION OF THE
ATTACHED MOTION AND AFFIDAVIT OF THE APPELLANT, IT IS ORDERED THAT
LEAVE OF THIS HONORABLE COURT IS GRANTED TO THE APPELLANT TO COMMENCE
AND PROSECUTE THIS ACTION IN FORMA PAUPERIS, WITHOUT REPAYMENT
OF COSTS OR GIVING SECURITY FOR SAME THEREOF, OR REPAYMENT OF
PRINTING OF RECORD ON APPEAL.

IT IS ORDERED THAT COUNSEL BE APPOINTED BY
THE COURT TO ASSIST APPELLANT IN THIS CAUSE.

For the Court

DATED

Justice

RECEIVED

MAY 12 1983

OFFICE OF THE CLERK
SUPREME COURT, U.S.

NO. _____

IN THE UNITED STATES SUPREME COURT

APPEAL FROM UNITED STATES COURT OF APPEALS

FOR THE THIRD CIRCUIT

TOMLINSON COURT APARTMENTS

VS.

OLGA OGROD, APPELLANT

NO. C.A. 82-1294 and 82-1359

NO. D.C. 82-1626 (REMOVAL) Per 1443 (1) 28 USC

JURISDICTIONAL STATEMENT

Orig. filed: 3-3-83
re-filed: 4-15-83
re-filed: 5-12-83

Olga Ogrod
Tomlinson Ct. Apts. F-7A
1761 Foster Street
Phila., Pa. 19116

NO. _____

IN THE UNITED STATES SUPREME COURT
APPEAL FROM UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT
TOMLINSON COURT APARTMENTS

VS.

OLGA OGROD, APPELLANT

NO. C.A. 82-1294 and 82-1359

NO. D.C. 82-1626 (REMOVAL) Per 1443 (1) 28 USC

(C)

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NO. _____
IN THE UNITED STATES SUPREME COURT
APPEAL FROM UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT
TOMLINSON COURT APARTMENTS
VS.

OLGA OGROD, APPELLANT
NO. CA. 82-1294 and 82-1359
NO. D.C. 82-1626 (REMOVAL)

JURISDICTIONAL STATEMENT

(A) QUESTIONS PRESENTED

1. This case was removed under 28 USC 1443 (1) under CIVIL RIGHTS ACT OF 1964- thus Remand to State Court while a Discrimination in Housing Complaint exists in Federal Court is directly appealable to the U. S. Supreme Court.
2. Said Remand should have been decided by a three-judge panel as required by Civil Rights Act of 1964.
3. The United States Court of Appeals cannot review an order which should have been decided by a three-judge panel as per Civil Rights Act of 1964.
4. Appellant, Olga Ogrod, has a different lease than any other present tenant at said Apartment Complex. One other tenant Walter Loschenko of same national origin was discriminated against three years with same lease as Appellant and was evicted for having a small dog while adjoining tenant had ten cats. (att. Append.). Appellant, also, is only tenant required to have a co-signer because at time she was receiving child support.
5. Judgment Order of December 30, 1982 dismissing appeals is not valid for two reasons -28 USC 1447 (d) is reviewable when actions were removed per 28 USC 1443(1). (CIVIL RIGHTS ACT) 1964
The Court of Appeals does not have jurisdiction to review an order made by a single judge which should have been made by a 3-judge panel.

NO. _____
IN THE UNITED STATES SUPREME COURT
APPEAL FROM THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT
TOMLINSON COURT APARTMENTS
VS.

OLGA OGROD, APPELLANT

NO. C.A. 82-1294 and 82-1359

No. D. C. 82-1626 (REMOVAL) per 1443 (1)28USC

6. Can Municipal Court continue Eviction Proceedings while a Supersedeas Bond is filed with an Appeal from Remand prior to Eviction Proceedings and another Removal with Bond?
7. Can the United States District Court return records to State Court during Appeal and refuse to send same to U. S. Supreme Court without a Court Order- same records requested April 19, 1983 ? Is this a violation of my Civil Rights NOT having the court record in hands of Supreme Court during an appeal?
8. Can U. S. District Court by a single judge make an order on the related Discrimination in Housing case denying me right to Entrance of Default Judgment against Appellees for Answer to Complaint filed five (5) months out of time? Discrimination in Housing Complaint on appeal to U. S. Supreme Court.

(B) Tomlinson Court Apartments, Appellees
Philadelphia Fair Housing Commission
Olga Ogrod, Appellant

NO. _____
IN THE UNITED STATES SUPREME COURT
APPEAL FROM UNITED STATES COURT OF APPEALS
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VS.

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NO. C.A. 82-1294 and 82-1359
NO. D.C. 82-1626 (REMOVAL) Per 1443 (1) 28 USC

(D) REFERENCE TO OFFICIAL AND UNOFFICIAL REPORTS OF ANY OPINIONS

Remand Order of April 26, 1983 from U. S. District Court
to Municipal Court for Eviction while Discrimination in Housing
Complaint Exists. (att. Append.)

Removal per 1443 (1) 28 USC for a violation of Civil
Rights.

12-30-82-Order of U. S. Court of Appeals is contrary to Civil
Rights Act of 1964 as same was removed per 1443(1) 28 USC and
as such is reviewable.

(E) GROUND ON WHICH JURISDICTION OF COURT IS INVOKED

The case as captioned falls within the Jurisdiction
of the United States Supreme Court per CIVIL RIGHTS ACT OF 1964
FAIR HOUSING ACT OF April 11, 1968 PL 90-284 (DISCRIMINATION IN
HOUSING - NATIONAL ORIGIN). Said case removed from State Court
per 1443 (1) 28 USC and falls within CIVIL RIGHTS ACT OF 1964
to be heard by a three-judge panel and direct appeal to U. S.
Supreme Court.

On December order of U. S. Court of Appeals denied
review stating case not reviewable per 28 U.S.C. 1447(d) -
1447 (d) 28 U.S.C. states except if case is removed per 28 USC
1443. (Civil Rights). This order is not valid and must be
vacated. It is in violation of my Civil Rights as per Civil
Rights Act of 1964

On January 24, 1983 Petition for Rehearing denied
Notice of Appeal filed January 28, 1983.

NO. _____

IN THE UNITED STATES SUPREME COURT
APPEAL FROM UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT
TOMLINSON COURT APARTMENTS

VS.

CLGA OGROD, APPELLANT

NO. C.A. 82-1294 and 82-1359

NO. D.C. 82-1626 (REMOVAL) Per 1443 (1) 28 USC

The CIVIL RIGHTS ACT OF 1964 sustains this court's jurisdiction as case was removed per Civil Rights 28 USC 1443 (1). Also, Fair Housing Act of April 11, 1968 PL 90-284 (Discrimination in Housing - National Origin) and 28 U.S.C. 1331.

(F) CONSTITUTIONAL PROVISIONS

The Civil Rights Act of 1964 (28 USC 1447 - 1443 (1)) Cases removed under the Civil Rights Act are reviewable per said statute directly to the U. S. Supreme Court.

Discrimination in Housing Complaint for discrimination per national origin falls within the Fair Housing Act of April 11, 1968 PL 90-284 and is an important Federal question.

(G) CONCISE STATEMENT

Appellant asked per 28 USC 1443 (1) to have a state court action removed for violation of Civil Rights. United States District Court remanded case to Municipal Court while a Discrimination in Housing Complaint exists. Appellant appealed same remand prior to Municipal Court proceedings with a Supersedeas Bond, but Municipal Court continued its actions and Appellant filed another appeal in U. S. Court of Appeal. U. S. Court combined both appeals and dismissed same as not reviewable per 1447 d.

(H) The Remand Order while a Discrimination in Housing Complaint is in violation of Civil Rights Act of 1964 and the Fair Housing Act of 1968. The questions are Constitutional questions protected by Civil Rights Act of 1964 and Fair Housing Act of 1968 and require briefs on merits and oral argument.

NO. _____
IN THE UNITED STATES SUPREME COURT
APPEAL FROM UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT
TOMLINSON COURT APARTMENTS
VS.

OLGA OGROD, APPELLANT

NO. C.A. 82-1294 and 82-1359

NO. D.C. 82-1626 (REMOVAL) Per 1443 (1) 28 USC

(8)

APPENDIX

Orig. filed 3-3-83
re-filed 4-15-83
re-filed 5-12-83

Ms. Olga Ogrod
Tomlinson Ct. Apts. F-7A
1761 Foster Street
Phila., Pa. 19116

DH

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

OLGA OGROD,
Plaintiff

vs.

GEORGE C. WEISS, Manager,
JAMES KRAVITZ, Owner, AND
TOMLINSON CT. APTS.
Defendants

JURY DEMAND

CAN 82-1409 HUYETT

COMPLAINT

NOW COME Olga Ogrod, Plaintiff and complains of Defendants
as follows:

1. This action arises under 42 U.S.C. s. 1982 and 42 U.S.C. s. 3604. Jurisdiction is conferred on this Court by 28 U.S.C. s. 1343 (4) and s. 2201 and 42 U.S.C. s. 3612.
2. Plaintiff is a citizen of the United States of Ukrainian ethnic background who presently resides at Tomlinson Court Apartments, 1761 Foster Street, Philadelphia, Pa. and has continuously resided at same location since July 1, 1971.
3. Upon information and belief, George C. Weiss is the Manager for Tomlinson Ct. Apts. and Defendant James Kravitz is the Owner of Apartment Building located at 1761 Foster Street, Philadelphia, Pa.
4. On September 30, 1981, at the Philadelphia Fair Housing Hearing before the Philadelphia Fair Housing Commission, Defendant George C. Weiss refused to renew Plaintiff's lease, stating three times in presence of competent witnesses: "I Do Not Like Her, Or Her Son or His Rabbi"

Travelers Express Company, Inc.

134 6741 181

REFER TO THIS NUMBER FOR FREIGHT SERVICE

DATE

2-27-82

TRAVELER'S CHECK

NON-NEGOTIABLE

115-6000

CERTIFICATE

This order, payable to order of Travelers Express Company, Inc. ("Travelers"), is a certificate of deposit for the sum of \$115,600.00, payable to order of the order payee on or after the date of maturity. The order payee is the order payee of the order. The order payee is the order payee of the order. The order payee is the order payee of the order.

5. At the time of said refusal, prior to and continuing to present time, defendant George C. Weiss has continuously harassed Plaintiff and son. During entire period of occupancy, Defendant George C. Weiss never painted Plaintiff's apartment, stating each time requested: "You Missed Your Turn!". Windows to said apartment were completely covered with shrubbery that had grown in eleven years obstructing the view from inside and out, in violation of Plaintiff and son's safety allowing a would-be burglar to try to gain entry without detection. On 2-7-50, Plaintiff caught someone as they were about to enter the apartment, reported it to police who suggested that they be cut down. George C. Weiss, Defendant refused to cut same down stating: "They Look Pretty!" and only when Plaintiff initiated complaint with Philadelphia Fair Housing Commission did he begin to cut same down.

Repairs and maintenance of said unit have been neglected causing Plaintiff to reside in deplorable conditions with constant water leakage throughout unit, windows, ceilings, appliances, toilet, sinks, pipes, etc. causing permanent damage to Plaintiff's paintings, furniture and personal possessions.

6. In doing the acts and conduct herein complained of, Defendant acted intentionally and maliciously and was guilty of willful and wanton disregard of rights and feelings of Plaintiff and son.

7. Plaintiff is the only present tenant at said Apartment Complex with a lease that is "Different"- not allowing pets, while others are allowed all kinds of pets and birds. Two years ago, a tenant, Walter Loshenko, of Ukrainian ethnic background was, also, treated "Different" with a "No Pet" lease while an adjoining tenant of another ethnic background had ten cats.

8. In not renewing Plaintiff's lease, Mr. George C. Weiss, Manager, Defendant has steered Plaintiff to the areas and locals that Defendant felt would be more suitable for Plaintiff, even going so far as selecting the street that would be appropriate for her and her son even checking to see if there were available units on said street.

9. Plaintiffs have no adequate remedy at law or otherwise for the harm done by Defendants. Plaintiffs have suffered and are continuing to suffer great and irreparable loss and injury including mental anguish, humiliation and embarrassment as a proximate result of the acts and conduct of Defendants herein complained of and will continue to so suffer unless Defendants are enjoined.

WHEREFORE, Plaintiffs pray:

(1) That the Court declare the Plaintiffs cannot be denied the right of lease renewal of unit in question on the grounds of ethnic background dislike.

(2) That the Court issue an injunction permanently restraining and enjoining Defendants from refusing to renew lease of said unit to Plaintiffs.

(3) That pending the final hearing and determination of this cause, the Court issue a temporary restraining order and a preliminary injunction restraining and enjoining Defendant, their officers, agents, employees and all those persons in active concert or participation with them, from constant harassment, and from refusing to renew lease of said unit to Plaintiffs.

(4) That the Court grant actual damages, punitive damages, reasonable attorney's fees and costs to be determined by a jury.

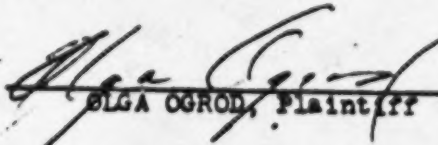
(5) That the Court grant such additional and further relief as may be just and proper.


OLGA OGROD, Plaintiff

STATE OF PENNSYLVANIA }
COUNTY OF PHILADELPHIA }

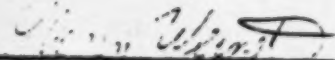
A F F I D A V I T

OLGA OGROD, Plaintiff, being duly sworn on oath deposes and states that affiant is the Plaintiff in this cause, that the affiant has read the above complaint and the matters stated therein except as they may be stated on information and belief are true and correct.


OLGA OGROD, Plaintiff

SUBSCRIBED AND SWORN BEFORE ME

THIS 27th DAY March 1982.


Notary Public

GLENN WEINSTEIN
Notary Public, Phila., Phila. Co.
My Commission Expires Dec. 14, 1985

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

TOMLINSON CT. APTS.

: CIVIL ACTION

v.

: NO. 82-1626

OLGA OGROD

:

:

ORDER

NOW, April 26, 1982 upon consideration of the petition for removal filed by Olga Ogrod and because:

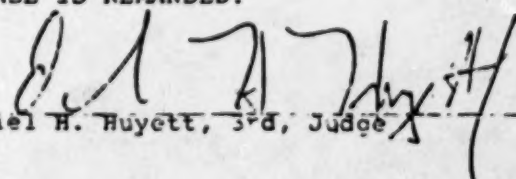
1. Federal courts are courts of limited jurisdiction.

For this reason, I am bound to dismiss sua sponte any action brought before me in which subject matter jurisdiction is lacking. C. Wright, Federal Courts 17-18 (1976).

2. The defendant attempted to remove to this court a landlord-tenant complaint filed in the Municipal Court of Philadelphia. An examination of defendant's removal petition and the attached landlord-tenant complaint does not reveal a basis for federal jurisdiction. The fact that the defendant intends to assert a defense which raises a federal question is not sufficient to support removal. 14 Wright, Miller, & Cooper, Federal Practice and Procedure § 3734 n.3

3. This court lacks subject matter jurisdiction over this action.

IT IS ORDERED THAT THE CASE IS REMANDED.


Daniel H. Huyett, 3rd, Judge



JOSEPH R. GLANCEY, PRESIDENT JUDGE

ATTY 45 CASE NO. 320

Tomlinson Court Apts.,
50 E. Wynnwood Rd.,
Wynnwood, Pa., 19096

Olga Ogrod
1761 Foster St., P-7-A
Phila. Pa., 19116

PLAINTIFF		DEFENDANT		CASE CONTINUED TO	
Appeared	Did Not Appear	Appeared	Did Not Appear	015	NOVA
Represented by:	Not Represented	Represented by:	Not Represented	DATE	DATE
Name & Atty. No.		Name & Atty. No.			4-23-82
				JUDGE	Recall H. 20

CASE MUST BE TRIED					
Appeared	Did Not Appear	Appeared	Did Not Appear	015	NOVA
Represented by:	Not Represented	Represented by:	Not Represented	DATE	DATE
Name & Atty. No.		Name & Atty. No.			

DISPOSITION			
Plaintiff		Defendant	
Appeared	Did Not Appear	Appeared	Did Not Appear
070	Judgment for Plaintiff by Default in the Amount of \$_____ plus possession from _____ and costs \$_____.	070	Judgment for Defendant.
071	Judgment for Plaintiff for \$_____ plus possession as of _____ and costs of \$_____. Possession granted on basis of _____ (Refer to Item III, on back page).	071	Judgment for Defendant on Counterclaim \$_____.
072	Judgment for Plaintiff for \$_____ plus possession as of _____ and costs of \$_____. Possession granted on basis of _____ (Refer to Item III, on back page).	080	Judgment by Agreement - (See remarks).
073	Judgment for Plaintiff for \$_____ plus possession as of _____ and costs of \$_____. Possession granted on basis of _____ (Refer to Item III, on back page).	081	Dismissed Lack of Prosecution.
074	Judgment for Plaintiff for \$_____ plus possession as of _____ and costs of \$_____. Possession granted on basis of _____ (Refer to Item III, on back page).	082	Withdrawn from Court List without prejudice until _____ by _____ (See receipt of letter from either party).
075	Judgment for Plaintiff for \$_____ plus possession as of _____ and costs of \$_____. Possession granted on basis of _____ (Refer to Item III, on back page).	083	Withdrawn with Prejudice.
076	Judgment for Plaintiff for \$_____ plus possession as of _____ and costs of \$_____. Possession granted on basis of _____ (Refer to Item III, on back page).	084	Case Settled, Discontinued, and Ended.
077	Judgment for Plaintiff for \$_____ plus possession as of _____ and costs of \$_____. Possession granted on basis of _____ (Refer to Item III, on back page).	085	Case transferred to Common Pleas Court, No. _____.
078	Judgment for Plaintiff for \$_____ plus possession as of _____ and costs of \$_____. Possession granted on basis of _____ (Refer to Item III, on back page).		

Remarks: _____

TO

NY 1004

U. S. COURT OF APPEALS, THIRD CIRCUIT

Eastern District of Pennsylvania

U.S. DISTRICT COURT

(District/State)

(Location)

U.S. TAX COURT []

CIRCUIT COURT
DOCKET NO.

(leave blank)

FULL CAPTION IN DISTRICT COURT AS FOLLOWS:

Commonwealth Court of Pa.
Olga Ogrod, Appellant

DISTRICT or REMOVAL-Jury
TAX COURT CA 82 1626
DOCKET NO.

Philadelphia Fair Housing Commission
Appellee
247 C.D. 1982

DISTRICT or
TAX COURT D. Huyett
JUDGE

(Court of Common Pleas)
(County of Philadelphia)
(October Term 1981)
(No. 382)

Commonwealth of Penna.
The Phila. Municipal Court
CL No. LT 82 3:30 OJCCSA

Tomlinson Ct. Apts.
v.
Olga Ogrod

Notice is hereby given that Olga Ogrod

(Named Party)

appeals to the United States Court of Appeals for the Third Circuit from [] Judgment
NULL AND VOID "JUDGMENT FOR POSSESSION ONLY AS OF
[] Order [] Other (Specify) 4-27-82" in violation of Supersedeas on Appeal
from Remand filed prior to entry of said judgment, in violation of Supersedeas
Bond filed April 5, 1982 C.P. Ct. Term 1981 #382 copy docket attached, in
violation of Housing Discrimination Complaint CA 82-1409 (3-29-82) in violation
of outstanding building code violations. 4-27-82
entered in this action on

(Date)

DATED: 5-17-82

(Counsel for Appellant-Signature)
Olga Ogrod

(Name of Counsel-Typed)
Tomlinson Ct. Apts. F-7A
1761 Foster Street

(Address)
Phila., Pa. 19116

(Tel. No. - U.S. Gov't. FTS or Other)

(Counsel for Appellee)

Tomlinson Ct. Apts.
50 E. Wynnewood Road

(Address)
Wynnewood, Pa. 19086
Suite 208

(Tel. No. - U.S. Gov't. FTS or Other)

NOTE: USE ADDITIONAL SHEETS if all appellants and/or all counsel for
appellees cannot be listed on the notice of appeal sheet.

BUSE-2

-

(c) ~~No dogs allowed; no pets allowed with the exception of cats, birds,~~
~~unless authorization in writing is obtained from the landlord~~
 prior to its acquisition.

- (SEAL)

Marie Trepelak (SEAL)

John T. Campbell (SEAL)
TOMLINSON COURT REPORTERS

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Nos. 82-1294 and 82-1359

TOMLINSON CT. APTS.

vs.

OGROD, OLGA,
Appellant

(D.C.Civil No. 82-1626)

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

Submitted Under Third Circuit Rule 12(6)
December 30, 1982
Before: GIBBONS, GARTH and MAPIS, Circuit Judges

Olga Ogrod, Pro Se
Tomlinson Ct. Apts. F-7A
1761 Foster Street
Philadelphia, Pennsylvania 19116

Stephen Bosch
Deputy City Solicitor
Room 912, 1401 Arch Street
Philadelphia, Pennsylvania 19102

Attorney for Philadelphia Fair Housing Commission

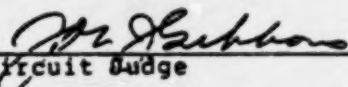
JUDGMENT ORDER

The above entitled appeals are dismissed for lack of jurisdiction since an order remanding a removed case to a state court is not reviewable. 28 U.S.C. § 1447(d).

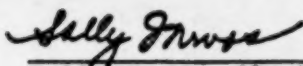
It is ORDERED, ADJUDGED and DECREED that the appeal is dismissed.

Costs are taxed in favor of appellee.

BY THE COURT,


Circuit Judge

Attest:


Sally Mrvos, Clerk

DATED: DEC 30 1977

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Nos. 82-1294 and 82-1359

TOMLINSON CT. APTS.

vs.

OGROD, OLGA,
Appellant

(D. C. Civil No. 82-1626)

SUR PETITION FOR REHEARING

Present: SEITZ, Chief Judge, MARIS, ALDISERT, ADAMS, GIBBONS,
HUNTER, WEIS, GARTH, HIGGINBOTHAM, SLOVITER and
BECKER, Circuit Judges

The petition for rehearing filed by appellant in the above entitled case having been submitted to the judges who participated in the decision of this court and to all the other available circuit judges of the circuit in regular active service, and no judge who concurred in the decision having asked

for rehearing, and a majority of the circuit judges of the circuit in regular active service not having voted for rehearing by the court in banc, the petition for rehearing is denied.

By the Court,

John H. Johnson

Judge

Dated: JAN 24 1983

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

FILED
JAN 28, 1983

No. 82-1294 and 82-1359

TOMLINSON COURT APTS. VS OLGA OGROD, Appellant

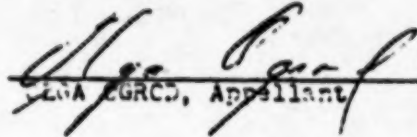
D C. Civil No. 1626

APPELLANT'S NOTICE OF APPEAL TO THE UNITED STATES
SUPREME COURT

FILED WITHIN SEVEN (7) DAYS TO
STAY MANDATE

APPELLANT, Olga Ogrod is appealing the above
captioned case to the United States Supreme Court.

The last order entered was January 24, 1983.


OLGA OGROD, Appellant

Dated: January 28, 1983